## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION CIVIL ACTION NO. 3:12-CV-103-DCK

TERRI JENKINS,	)
Plaintiff,	) )
v.	) ) <u>ORDER</u>
MONARCH KNITTING MACHINERY CORPORATION et al.,	) ) )
Defendant.	) )

THIS MATTER IS BEFORE THE COURT *sua sponte* regarding the mediation deadline. Pursuant to the "Pretrial Order and Case Management Plan" (Document No. 20), the parties were to select a mediator and file a report with the Court stating the identity of the mediator selected by July 9, 2012. A report on the *results* of mediation is due to be filed on or before **November 7, 2012**.

To date, the parties have not filed a report stating the identity of their mediator. The Court recently received a "Designation Of Mediator" form from James. M. Shannonhouse, purportedly identifying the parties' chosen mediator and seeking an "Order Designating Mediator." The undersigned does not find that this *ex parte* communication satisfies the requirements of the "Pretrial Order...," and moreover, this communication may be unnecessary and/or improper.

IT IS, THEREFORE, ORDERED that the parties shall file a report with the Court identifying their chosen mediator on or before July 20, 2012.

SO ORDERED.

Signed: July 16, 2012

David C. Keesler

United States Magistrate Judge